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| <p>Substitute for form 1449/PTO</p> <p><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b></p> <p><i>(Use as many sheets as necessary)</i></p> |                        |    |   | <p><b>Complete If Known</b></p> <table border="1"> <tr> <td>Application Number</td> <td>10/599,524-Conf. #1315</td> </tr> <tr> <td>Filing Date</td> <td>September 29, 2006</td> </tr> <tr> <td>First Named Inventor</td> <td>Hans Naegerl</td> </tr> <tr> <td>Art Unit</td> <td>3775</td> </tr> <tr> <td>Examiner Name</td> <td>Y. Andrew</td> </tr> </table> |                   | Application Number | 10/599,524-Conf. #1315 | Filing Date | September 29, 2006 | First Named Inventor | Hans Naegerl | Art Unit | 3775 | Examiner Name | Y. Andrew |
| Application Number  | 10/599,524-Conf. #1315 |    |   |   |                   |                    |                        |             |                    |                      |              |          |      |               |           |
| Filing Date   | September 29, 2006     |    |   |   |                   |                    |                        |             |                    |                      |              |          |      |               |           |
| First Named Inventor  | Hans Naegerl           |    |   |   |                   |                    |                        |             |                    |                      |              |          |      |               |           |
| Art Unit  | 3775                   |    |   |   |                   |                    |                        |             |                    |                      |              |          |      |               |           |
| Examiner Name   | Y. Andrew              |    |   |   |                   |                    |                        |             |                    |                      |              |          |      |               |           |
| Sheet   | 1                      | of | 2 | Attorney Docket Number  | 20802/0205146-US0 |                    |                        |             |                    |                      |              |          |      |               |           |

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document   | Pages, Columns, Lines,<br>Where Relevant Passages<br>Or Relevant Figures Appear | T <sup>6</sup> |
|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
|                    |                       | Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                |  |   |                |
| BA                 | JP-6007391            |   | 01-18-1994                     | LINK WALDEMAR GMBH CO  |   |                |
| BB                 | WO-02089701           |   | 11-14-2002                     | LDR MEDICAL [FR];<br>BEAURAIN JACQUES [FR];<br>DELECRIN JOEL [FR];<br>ONIMUS MICHAEL [FR];<br>CHATAIGNIER HERVE [FR];<br>ALLAIN JEROME [FR];<br>STEIB JEAN-PAUL<br>FREDERIC [FR] |   |                |
| BC                 | AU-2003291563         |   | 06-30-2004                     | AXIOMED SPINE CORP   |   |                |
|                    |                       |   |                                |  |   |                |
|                    |                       |   |                                |  |   |                |
|                    |                       |   |                                |  |   |                |

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|-----------------------|---------------|--------------------|------------|
| Examiner<br>Signature | /Andrew Yang/ | Date<br>Considered | 11/05/2009 |
|-----------------------|---------------|--------------------|------------|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \* CITE NO.: Those application(s) which are marked with an single asterisk (\*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /A.Y./ 14288244 0205446-US0

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|--|---|----|---|--------------------------|------------------------|
| Substitute for form 1449/PTO                             |   |    |   | <i>Complete if Known</i> |                        |
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|  |   |    |   | First Named Inventor     | Hans Naegerl           |
|  |   |    |   | Art Unit                 | 3775                   |
|  |   |    |   | Examiner Name            | Y. Andrew              |
| Sheet  | 2 | of | 2 | Attorney Docket Number   | 20802/0205146-US0      |

|                       |               |                    |            |
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| Examiner<br>Signature | /Andrew Yang/ | Date<br>Considered | 11/05/2009 |
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